

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BUTTE DIVISION

FILED

JUL 11 2018

Clerk, U.S. District Court
District Of Montana
Helena

JOHN ADAM GRAVES,

Plaintiff,

No. CV 17-50-BU-SEH

vs.

ORDER

WADED CRUZADO, Individually
and as President of MONTANA
STATE UNIVERSITY, a political
subdivision of the STATE of
MONTANA, ANGELA
ROUNDTREE, MATT WEMPLE, and
ASHLEY HEAVRIN, individually and
as officers of the MONTANA STATE
UNIVERSITY POLICE
DEPARTMENT, MARK CUSACK,
individually and as an agent of the
MONTANA UNIVERSITY SYSTEM,
JOE SUNDSTROM, individually and
as an agent of the MONTANA
UNIVERSITY SYSTEM, DAN
STEVENSON, individually and as
agent of the MONTANA
UNIVERSITY SYSTEM, JEFF
BUTLER, individually and as an agent
of the MONTANA UNIVERSITY
SYSTEM, and DOES 1-10

Defendants.

On November 15, 2017, following a show cause hearing, the Court dismissed this case with prejudice.¹


On June 19, 2018, the United States Court of Appeals for the Ninth Circuit issued its Memorandum in this case in which it “vacat[ed] the district court’s dismissal with prejudice and remand[ed] to the district court to enter judgment dismissing the action without prejudice.”² Mandate was filed on July 11, 2018.³

ORDERED:

The Court’s Order of November 15, 2017,⁴ is amended as follows:

1. This case is DISMISSED WITHOUT PREJUDICE.
2. The Clerk is directed to enter a judgment of dismissal without prejudice.

DATED this 11th day of July, 2018.


SAM E. HADDON
United States District Judge

¹ Doc. 4.

² Doc. 13 at 2.

³ Doc. 14.

⁴ Doc. 4.